

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Appl. No.: 10/657,404
Confirmation No.: 3177
Applicant(s): Halbert *et al.*
Filed: September 8, 2003
Art Unit: 1653
Examiner: Hope A. Robinson
Title: NON-NATURALLY OCCURRING LIPOPROTEIN PARTICLE

Attorney Docket No.: 031749/268956

July 7, 2005

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SUBMITTAL OF SUPPLEMENTAL DECLARATION
UNDER 37 C.F.R. § 1.67(a)**

Sir:

Responsive to the Examiner's indication that the originally filed Declaration was defective, Applicants submit concurrently herewith a Supplemental Declaration for the above-identified patent application that has been properly executed by all of the named inventors. The Examiner is respectfully requested to enter this Substitute Declaration into the above-referenced application.

Respectfully submitted,

Leslie T. Henry

Leslie T. Henry
Registration No. 45,714

CUSTOMER No. 00826 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260	"Express Mail" mailing label number EV 387068735 US Date of Deposit July 7, 2005 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 <i>Lynda Jo Pixley</i> _____ Lynda Jo Pixley
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**SUPPLEMENTAL DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

NON-NATURALLY OCCURRING LIPOPROTEIN PARTICLE,

the specification of which

is attached hereto

OR

was filed on 9/8/2003 as United States Application No. 10/657,404, as a continuation-in-part of U.S. Ser. No. 09/269,533, filed June 1, 1999, now United States Patent 6,670,452, which is a national phase application of PCT/GB97/02610.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Claimed	Certified Copy Attached?	
				Yes	No
9620153.8	GB	09/27/1996	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

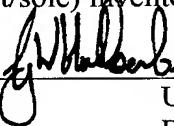
The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from my representatives, MARKS & CLERK SCOTLAND, as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

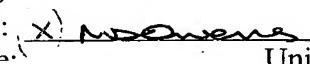
POWER OF ATTORNEY: As a named inventor, I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to that Customer Number:

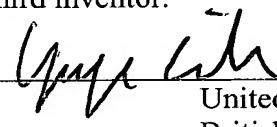
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